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Attorneys for Defendants  
Woodbine Alaska Fish Company,  
and Guy Ferrari Inc.

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA**

CITICAPITAL COMMERCIAL CORP., )  
Plaintiff, )  
)  
)

**Case No. A-04-0147 CI  
IN ADMIRALTY**

EGEGIK SPIRIT, official number 2999957, )  
her equipment, gear, furniture, apparel, )  
fixtures, tackle, boats, machinery, anchors )  
and all appurtenances, in rem; )

**[proposed] DISCOVERY PLAN**

NAKNEK SPIRIT, official number 585824, )  
her equipment, gear, furniture, apparel, )  
fixtures, tackle, boats, machinery, anchors )  
and all appurtenances, in rem; )  
WOODBINE ALASKA FISH CO., )  
in personam; and GUY FERRARI, INC, )  
in personam. )

Defendants,

BIRNBERG &  
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103 MARKET STREET  
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CA, 94103  
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## **DISCOVERY PLAN**

1           This Court, having given the parties ample time to meet and confer on the  
 2 subject, HEREBY APPROVES the following discovery plan:

3           A. Discovery will be needed on the following issues:

4           Issues raised by the second amended complaint, the first amended counter-  
 5 claim, and the answers thereto.

6           B. All non-expert discovery commenced in time to be completed by  
 7 August 1, 2006 ("discovery close date"). Expert discovery to be completed by  
 8 August 15, 2006.

9           C. Limitations on Discovery.

10           1. Interrogatories:

11                 — No change from F.R.Civ.P. 33(a)

12                 X Maximum of 25 by each side, not counting those  
 13 previously served.

14                 Responses due in 30 days.

15           2. Requests for Admissions.

16                 — No change from F.R.Civ.P. 36(a).

17                 X Maximum of 35 Requests by each side, not  
 18 counting those previously served..

19                 Responses due in 30 days.

20           3. Depositions.

21                 No change from F.R.Civ.P. 36(a), (d).

22                 X Maximum of 6 depositions by each side.

23                 Depositions not to exceed 6 hours unless agreed to by

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DISCOVERY PLAN

1 all parties.

2 D. Reports from retained experts.

3 \_\_\_\_\_ Not later than 90 days before the close of discovery

4 subject to F.R.Civ.P 26(a)(2)(C).

5 X Reports due:

6 From plaintiff: July 15, 2006; From defendant: July 15, 2006

7 E. Supplementation of disclosures and discovery responses are to be made:

8 \_\_\_\_\_ Periodically at 60-day intervals from the entry of

9 scheduling and planning order.

10 \_\_\_\_\_ As new information is acquired, but not later than 60

11 days before the close of discovery.

12 X Initial Disclosures June 8, 2006

13 F. A final witness list, disclosing all lay and expert witnesses whom a party

14 may wish to call at trial, will be due:

15 \_\_\_\_\_ 45 days prior to the close of discovery.

16 X Not later than July 1, 2006

17 Dated:

18 \_\_\_\_\_  
19 Honorable John Roberts  
20 United States District Court Magistrate

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